



RESPONSE UNDER 37 C.F.R. 1.116 -  
EXPEDITED PROCEDURE - EXAMINING GROUP [1645]

Attorney's Docket No. 033339/234602

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Cayeula et al.  
Appln No.: 09/856,969  
Filed: August 1, 2001  
For: SELECTION AND USES OF LACTIC ACID BACTERIA  
STRAINS MODULATING NON-SPECIFIC IMMUNITY

Confirmation No.: 5142  
Group No.: 1645  
Examiner: Jana Hines

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)**

1. This is a petition for an extension of time for a total period of one month to respond to the Office Action dated December 11, 2004.
2. Applicant is  a small entity;  other than a small entity.
3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

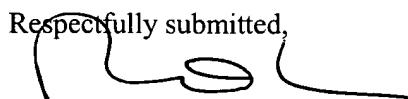
<u>Total Months Requested</u>	<u>Fee for Other Than Small Entity</u>
Three months	\$840.00 (\$950 - \$110 previously paid on 3/31/04)

*\*Cannot be used to exceed six-month statutory limit for response to an Official Action.*

A check in the amount of \$840.00 is enclosed.  
 Charge Deposit Account No. 16-0605 for the extension fee.  
 Charge Deposit Account No. 16-0605 for any fee deficiency.

06/16/2004 JADD01 00000024 09856969

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Respectfully submitted,  


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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:  
Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 10, 2004.

  
Janet F. Sherrill